

Assembly Bill No. 1562

CHAPTER 27

An act to make an appropriation in augmentation of Items 5240-101-0001, 5460-001-0001, 6110-001-0890, 9840-001-0001, 9840-001-0494, and 9840-001-0988 of Section 2.00 of the Budget Act of 1996, relating to contingencies, emergencies, and deficiencies, to take effect immediately as an appropriation for the usual current expenses of the state.

[Approved by Governor June 26, 1997. Filed with
Secretary of State June 26, 1997.]

LEGISLATIVE COUNSEL'S DIGEST

AB 1562, Committee on Budget. Budget Act of 1996: contingencies, emergencies, and deficiencies.

(1) The Budget Act of 1996 appropriated \$5,000,000 from the General Fund, unallocated special funds, and unallocated nongovernmental cost funds for expenditure for contingencies or emergencies upon written authorization from the Director of Finance.

This bill would appropriate \$466,159,000, as scheduled, in augmentation of these Budget Act appropriations. This bill would authorize the Director of Finance to withhold authorization for the expenditure of funds appropriated in the bill until preliminary estimates of potential deficiencies are verified.

(2) The Budget Act of 1996 appropriated \$312,291,000 from the General Fund for the support of the Department of the Youth Authority.

This bill would appropriate \$10,000,000 from the General Fund in augmentation of that appropriation, as a 6-month, interest-free loan to the Department of the Youth Authority to allow it to meet operational cash-flow needs resulting from delays in the department's recovery of reimbursements.

(3) The Budget Act of 1996 appropriated \$74,665,252 from the Federal Trust Fund for the support of the State Department of Education.

This bill would appropriate \$459,000 from the Federal Trust Fund in augmentation of that appropriation, for administrative costs of the department for mediation and fair hearing services in connection with designated special education programs for exceptional children.

(4) The Budget Act of 1996 appropriated \$24,136,000 from the General Fund to the Department of Corrections for local assistance purposes.

This bill would appropriate \$11,540,000 from the General Fund in augmentation of that appropriation, to make immediate payment pursuant to that item of the unpaid claims of counties.

(5) This bill would declare that it is to take effect immediately as a statute providing an appropriation for the usual current expenses of the state.

Appropriation: yes.

The people of the State of California do enact as follows:

SECTION 1. The sum of four hundred sixty-six million one hundred fifty-nine thousand dollars (\$466,159,000) is hereby appropriated for expenditure in the 1996–97 fiscal year in augmentation, and for the purposes of, contingencies or emergencies as provided in Items 9840-001-0001, 9840-001-0494, and 9840-001-0988 of Section 2.00 of the Budget Act of 1996 (Ch. 162, Stats. 1996), in accordance with the following schedule:

(1) Four hundred forty-seven million six hundred eighty-four thousand dollars (\$447,684,000) from the General Fund to the Reserve for Contingencies or Emergencies in Item 9840-001-0001.

(2) Seventeen million two hundred fifty-five thousand dollars (\$17,255,000) from unallocated special funds to the Reserve for Contingencies or Emergencies in Item 9840-001-0494.

(3) One million two hundred twenty thousand dollars (\$1,220,000) from unallocated nongovernmental cost funds to the Reserve for Contingencies or Emergencies in Item 9840-001-0988.

(b) The Director of Finance may withhold authorization for the expenditure of funds provided in this section until such time as, and to the extent that, preliminary estimates of potential deficiencies are verified.

SEC. 2. The sum of ten million dollars (\$10,000,000) is hereby appropriated, as a loan, from the General Fund for support of the Department of the Youth Authority in augmentation of Item 5460-001-0001 of Section 2.00 of the Budget Act of 1996 (Ch. 162, Stats. 1996). The purpose of this loan is to allow the department to meet operational cash-flow needs resulting from delays in the department's recovery of reimbursements. Notwithstanding any other provision of law, the loan authorized by this section shall be repaid by the department no later than a date six months after the date any funds under the loan are initially made available to the department, except that the department is not required to make any payment for interest on the loan.

SEC. 3. The sum of four hundred fifty-nine thousand dollars (\$459,000) is hereby appropriated from the Federal Trust Fund, in augmentation of Item 6110-001-0890 of Section 2.00 of the Budget Act of 1996 (Ch. 162, Stats. 1996), for administrative costs of the State Department of Education for mediation and fair hearing services

activities under special education programs for exceptional children (Item 6110-161-0890, Sec. 2.00, Budget Act of 1996). Notwithstanding any other provision of law, the administrative expenses restrictions set forth in Provision 1 of Item 6110-161-0890 of Section 2.00 of the Budget Act of 1996 do not apply to the appropriation made by this section.

SEC. 4. The sum of eleven million five hundred forty thousand dollars (\$11,540,000) is hereby appropriated from the General Fund to the Department of Corrections in augmentation of Item 5240-101-0001 of Section 2.00 of the Budget Act of 1996 (Ch. 162, Stats. 1996). The funds appropriated by this section shall be expended to make immediate payment pursuant to that item of the unpaid claims of counties; of these funds, five million nine hundred eighty thousand dollars (\$5,980,000) shall be allocated under Schedule (a) of that item, relating to the Institution Program, and five million five hundred sixty thousand dollars (\$5,560,000) shall be allocated under Schedule (b) of that item, relating to the Community Correctional Program.

SEC. 5. This act makes an appropriation for the usual current expenses of the state within the meaning of Article IV of the California Constitution and shall go into immediate effect.

